

**IC 13-27.5**

**ARTICLE 27.5. CLEAN MANUFACTURING TECHNOLOGY AND SAFE MATERIALS**

**IC 13-27.5-1**

**Chapter 1. Clean Manufacturing Technology Board**

**IC 13-27.5-1-1**

**Establishment**

Sec. 1. The clean manufacturing technology board is established.  
*As added by P.L.124-1997, SEC.22.*

**IC 13-27.5-1-2**

**Members; appointment**

Sec. 2. (a) The board consists of thirteen (13) members.

(b) The commissioner and the president of the Indiana economic development council established under IC 4-3-14 shall serve as ex officio nonvoting members of the board. The commissioner or the president may in writing designate a technical representative to serve as a nonvoting member of the board when the commissioner or the president is absent from a meeting of the board.

(c) The governor shall appoint eleven (11) members of the board as follows:

- (1) One (1) representative of public universities in Indiana.
- (2) One (1) representative of private universities in Indiana.
- (3) Three (3) representatives of manufacturers, including one (1) representative of small manufacturers.
- (4) One (1) representative of a statewide environmental organization.
- (5) One (1) representative of organized labor.
- (6) One (1) representative of the public.
- (7) One (1) representative of county government.
- (8) One (1) representative of municipal government.
- (9) One (1) representative who must have expertise in occupational health and the workplace environment.

(d) To be appointed as a member of the board under subsection (c), an individual must demonstrate a knowledge of policy or of technical matters concerning multimedia clean manufacturing.

(e) An individual appointed to the board under subsection (c)(1) or (c)(2) may not represent a university that is selected to establish the Indiana clean manufacturing technology and safe materials institute under IC 13-27.5-2.

*As added by P.L.124-1997, SEC.22. Amended by P.L.248-2001, SEC.1; P.L.184-2002, SEC.26.*

**IC 13-27.5-1-3**

**Appointed members; term; vacancy**

Sec. 3. (a) The term of office of an appointed member of the board:

(1) is four (4) years; and

(2) continues until the member's successor is appointed and qualified.

(b) If a vacancy occurs in the appointed membership of the board, the governor shall appoint a member to fill the vacancy for the remainder of the unexpired term and to serve at the pleasure of the governor.

*As added by P.L.124-1997, SEC.22. Amended by P.L.248-2001, SEC.2.*

#### **IC 13-27.5-1-4**

##### **Nonvoting advisers; appointment**

Sec. 4. (a) The president pro tempore of the senate shall appoint two (2) members of the senate as nonvoting advisers to the board. Senators of the same political party may not serve as advisers under this section at the same time.

(b) The speaker of the house of representatives shall appoint two (2) members of the house as nonvoting advisers to the board. Representatives of the same political party may not serve as advisers under this section at the same time.

*As added by P.L.124-1997, SEC.22.*

#### **IC 13-27.5-1-5**

##### **Compensation; traveling expenses**

Sec. 5. (a) The commissioner and the president of the economic development council serve on the board without additional compensation.

(b) An appointed member of the board or an adviser is not entitled to the minimum salary per diem provided by IC 4-10-11-2.1(b). An appointed member of the board or an adviser is, however, entitled to reimbursement for traveling expenses as provided under IC 4-13-1-4 and other expenses actually incurred in connection with the duties of the member or adviser as provided in the state policies and procedures established by the Indiana department of administration and approved by the budget agency.

*As added by P.L.124-1997, SEC.22.*

#### **IC 13-27.5-1-6**

##### **Chairperson; powers and duties**

Sec. 6. The governor shall appoint one (1) member of the board to serve as chairperson. The chairperson shall do the following:

(1) Act as the executive and operating officer of the board.

(2) Determine the time and place of meetings.

(3) Preside at meetings.

(4) Carry out the policy decisions of the board.

(5) Perform all other duties and functions assigned by the board or by law.

*As added by P.L.124-1997, SEC.22.*

#### **IC 13-27.5-1-7**

**Meetings**

Sec. 7. (a) The board shall meet at least quarterly.

(b) The meetings of the board shall be held in accordance with IC 5-14-1.5.

*As added by P.L.124-1997, SEC.22. Amended by P.L.248-2001, SEC.3.*

**IC 13-27.5-1-8****Meetings; public comments**

Sec. 8. (a) The chairperson of the board shall afford any person attending a public meeting of the board an adequate opportunity to comment through the oral or written presentation of facts or argument.

(b) All written comments submitted to the board shall be maintained and made available for public inspection.

*As added by P.L.124-1997, SEC.22.*

**IC 13-27.5-1-9****Quorum**

Sec. 9. (a) A majority of the members of the board constitutes a quorum for doing business.

(b) A majority vote of the body is required for passage of any matter put to a vote.

(c) The board shall establish procedures and requirements governing the conduct of the board's meetings.

*As added by P.L.124-1997, SEC.22.*

**IC 13-27.5-1-10****Powers and duties**

Sec. 10. The board shall do the following:

(1) Assess the progress of the institute in implementing this article.

(2) Appoint the director of the institute.

(3) Provide consultation and recommendations to the commissioner on the implementation of the grants program under IC 13-27-2-10 and pilot projects under IC 13-27-2-11.

(4) Provide a forum for discussion and deliberation on matters pertaining to the implementation of this article.

(5) Receive public complaints and inquiries concerning the implementation of this article.

(6) Periodically review grant proposals and the grants program operated under IC 13-27-2 and assess their effectiveness. An assessment of the grants program shall be incorporated into the report submitted by the institute under IC 13-27.5-2-9.

(7) Review the annual report submitted by the director.

(8) Direct the institute to cooperate with the department in the implementation of the grants program operated under IC 13-27-2-10 and the pilot projects under IC 13-27-2-11.

(9) Receive, expend, and account for state money made available for the purposes of this chapter.

(10) Apply for and accept gifts and grants, which must be administered as public money, made for the purposes of this chapter.

(11) Enter into lawful agreements as required as a condition for receiving gifts, grants, or other money for the purposes of this chapter.

(12) Approve the institute's proposed biennial budget request.

(13) Prepare and file with the budget agency a separate written statement required under IC 4-12-1-7 for each of the following:

(A) the board; and

(B) the institute.

(14) At public meetings concerning the budget, present in conjunction with the director and the university selected to establish and operate the institute, the biennial budget request of:

(A) the board; and

(B) the institute.

(15) Designate at least two (2) members of the board to participate in each meeting between the department and the institute regarding budget or policy decisions.

*As added by P.L.124-1997, SEC.22.*

#### **IC 13-27.5-1-11**

##### **Institute directed to study and formulate recommendations**

Sec. 11. The board, on the board's own initiative or at the request of the public, may direct the institute to study and formulate recommendations on particular issues and problems that arise concerning the implementation of this article.

*As added by P.L.124-1997, SEC.22.*

#### **IC 13-27.5-1-12**

##### **Institute directed to conduct research and prepare reports**

Sec. 12. The board may direct the institute to:

(1) conduct research studies and programs;

(2) collect and analyze data; and

(3) prepare reports, charts, and tables.

*As added by P.L.124-1997, SEC.22.*